

**GOVERNMENT OF THE DISTRICT OF COLUMBIA**  
**BOARD OF ZONING ADJUSTMENT**



Application No. 13644, of Joseph and Carole Amato, as amended, pursuant to Paragraph 8207.11 of the Zoning Regulations, for variances from the use provisions (Sub-section 3101.1), the lot area and width requirements (Sub-sections 3301.1 and 7615.2), the lot occupancy requirements (Sub-sections 3303.1 and 7615.2), the rear yard requirements (Sub-sections 3204.1 and 7615.2), the side yard requirements (Sub-sections 3305.1 and 7615.2), from the prohibition against allowing open parking spaces within ten feet of dwellings (Sub-section 7205.2), from the parking location requirements (Sub-paragraph 7205.121) and from the area front yard requirements (Sub-section 7615.3) for a proposed theoretical subdivision and new residential development comprising nine row dwellings and two semi-detached dwellings in an R-1-B District at the premises 4883A, B, C through 4889A, B, C MacArthur Blvd., N.W., (Square 1391, Lots 806, 822 and 823).

ORDER

HEARING DATE: March 4, 1982  
DECISION DATE: March 4, 1982 (Bench Decision)

The application was originally scheduled for the public hearing of February 17, 1982. On that date, the Board continued the case due to inclement weather. The application was continued to March 4, 1982.

At the public hearing of March 4, 1982, the applicant requested permission to amend the application because the applicant was of the opinion that the community opposition to the application was based on the request for office space on this site. The Chair ruled to permit an amendment of the application deleting the words "for office space."


After further discussion with the Board, the applicant stated that he misunderstood what was required under the Zoning Regulations to prove the "undue hardship" required for a use variance and he requested that the application be WITHDRAWN so that he could investigate possibilities of matter-of-right development or development requiring fewer variances.

Based on the foregoing reasons, it is ORDERED that the application is hereby WITHDRAWN.

VOTE: 4-0 (William F. McIntosh, Walter B. Lewis, Connie Fortune and Charles R. Norris to WITHDRAW; Douglas J. Patton not present, not voting).

BY ORDER OF THE D.C. BOARD OF ZONING ADJUSTMENT

ATTESTED BY:

  
STEVEN E. SHER  
Executive Director

FINAL DATE OF ORDER:

APR 13 1982

UNDER SUB-SECTION 8204.3 OF THE ZONING REGULATIONS "NO DECISION OR ORDER OF THE BOARD SHALL TAKE EFFECT UNTIL TEN DAYS AFTER HAVING BECOME FINAL PURSUANT TO THE SUPPLEMENTAL RULES OF PRACTICE AND PROCEDURE BEFORE THE BOARD OF ZONING ADJUSTMENT."